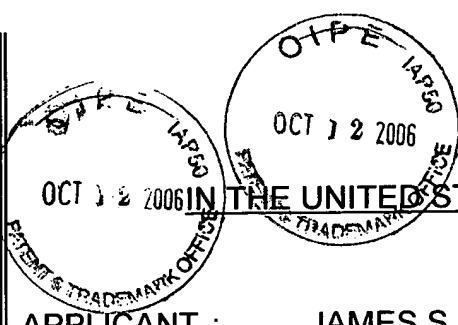


10-13-06

DAC/Ifw \$



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : JAMES S. WINTERSTEIN )  
SERIAL NO.: 10/782,333 )  
FILED : February 19, 2004 )  
FOR: : HAIR TREATMENT METHOD AND )  
APPARATUS... )

PETITION TO REVIVE UNDER C.F.R. 1.137(b)

Mail Stop: Missing Parts/Revival  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Dear Sir:

Applicant respectfully requests the Commissioner revive the above-identified patent application.

I hereby certify that this correspondence is being deposited with the United States Postal Service as EXPRESS MAIL NO. Eq 750 784 225US in an envelope addressed to:  
COMMISSIONER FOR PATENTS  
P.O. Box 1450, Alexandria, VA. 22313-1450  
on October 12, 2006.

Debra S. Nissle 10/12/06  
Debra S. Nissle, TOD R. NISSLE, P.C. DATE  
TOD R. NISSLE, Reg. No. 29,241

10/16/2006 WBSFHW1 00000044 10782333 750.00 UP  
01 FC:2453

1 Attached please find Three (3) sheets of formal drawings (Figs. 1-7) as  
2 requested with regards to the above-identified application.  
3

4 A check in the amount of the required revival fee is attached.  
5

6 The entire delay in filing the required replay from the due date for the reply  
7 until the filing of a grantable petition pursuant to 37 CFR 1,137(b) was unintentional.  
8

9 If the Commission finds mere it in the foregoing, it is respectfully requested  
10 that Applicant's request to revive the application be granted.  
11

12  
13 Respectfully submitted,  
14

15   
16

17 TOD R. NISSLE, Reg. No. 29,241  
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25 Attorney for Applicant  
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27 Attorney's Docket 1135-P-1  
28